IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

TABATHA WERKMEISTER, individually and on behalf of her minor sons, J.J.W., J.M.W. and D.W. and her minor daughter, A.W., and GRINAGE DION WILSON) CIVIL DIVISION) No: 15-cv-01069
Plaintiffs,)))
CITY OF PITTSBURGH, ACTING CHIEF OF POLICE REGINA MCDONALD, LIEUTENANT JOSEPH TERSAK, OFFICER MICHAEL COLEMAN, OFFICER ERIC ENGELHARDT, OFFICER RONALD YOSI, OFFICER JEFFERY GARRIS, OFFICER DANIEL HARTUNG, OFFICER JASON HALL, OFFICER DAVID BLAHUT, OFFICER THEODORE GEYSER, OFFICER CHAD OBRIEN,) U.S. District Judge Mark R. Hornak)
Defendants.)) JURY TRIAL DEMANDED

DEFENDANTS' MOTION TO WITHDRAW CROSS-CLAIM

AND NOW, come Defendants, LIEUTENANT JOSEPH TERSAK, OFFICER MICHAEL COLEMAN, OFFICER ERIC ENGELHARDT, OFFICER RONALD YOSI, OFFICER JEFFREY GARRIS, OFFICER DANIEL HARTUNG, OFFICER JASON HALL, OFFICER DAVID BLAHUT, OFFICER THEODORE GEYSER and OFFICER CHAD O'BRIEN, by and through their counsel, Marshall, Dennehey, Warner, Coleman & Goggin, and file the within Motion to withdraw the cross-claim as follows:

- 1. Defendants included in their Answer and Affirmative Defenses a cross-claim for indemnification against the City of Pittsburgh. (Document No. 43).
 - 2. Defendants wish to withdraw their cross-claim against the City.

3. The responses and affirmative defenses as asserted in Defendants' Answer remain.

WHEREFORE, Defendants, LIEUTENANT JOSEPH TERSAK, OFFICER MICHAEL COLEMAN, OFFICER ERIC ENGELHARDT, OFFICER RONALD YOSI, OFFICER JEFFREY GARRIS, OFFICER DANIEL HARTUNG, OFFICER JASON HALL, OFFICER DAVID BLAHUT, OFFICER THEODORE GEYSER and OFFICER CHAD O'BRIEN, respectfully request that the Court enter an Order dismissing the cross-claim as against the City of Pittsburgh.

Respectfully submitted,

MARSHALL DENNEHEY WARNER COLEMAN & GOGGIN

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